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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

(Not Including Cited References)

Total Number of Pages in This Submission

12

Application Number

10/709,135

Filing Date

4/15/2004

First Named Inventor

Velsher

Art Unit

2655

Examiner Name

Tina Mei Seng Wong

Attorney Docket Number

VIA-001

ENCLOSURES (Check all that apply)

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/
Incomplete ApplicationReply to Missing Parts
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a
Provisional Application

Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____



Landscape Table on CD



After Allowance Communication to TC

Appeal Communication to Board
of Appeals and InterferencesAppeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify
below):PTO Form 1449 (1 pg.); Cited
References B1-B5; Copy of Int.
Search Report (8 pgs.) and Return
Receipt Postcard.

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Rauschenbach Patent Law Group, LLC

Signature

Printed name

Kurt Rauschenbach

Date

August 19, 2005

Reg. No.

40,137

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

Kurt Rauschenbach

Date

August 19, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT
Attorney Docket No. VIA-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Velsher
SERIAL NO.: 10/709,135 GROUP NO.: 2655
FILING DATE: April 15, 2004 EXAMINER: Tina Mei Seng Wong
TITLE: Optical Module With Multiple Optical Sources

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. BOX 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. §1.97, Applicants hereby make of record the references listed on the accompanying Form PTO-1449 for consideration by the Examiner in connection with the examination of the above-identified patent application. Copies of cited references B1-B5 are enclosed. Also, enclosed is a copy of the International Search Report for the PCT counterpart Application.

REMARKS

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed (CHECK ONE):

- ☐ (1) within three months of the Filing Date of a national application other than a continued prosecution application under § 1.53(d); or within three months of the date of entry of the national stage as set forth in § 1.491 in an international application; or before the mailing of a first Office Action on the merits; or before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114; or
- ☒ (2) after the period defined in (1) but before the mailing date of a Final Action or Notice of Allowance, and
- ☒ the Statement required under § 1.97(e) below , OR
- ☐ the fee set forth in § 1.17(p), namely \$180.00, is included herein, or
- ☐ (3) after the mailing date of a Final Action or Notice of Allowance but before the payment of the Issue Fee, AND

- ☐ the Statement required under § 1.97(e) below; and
- ☐ the fee set forth in § 1.17(p), namely \$180.00 is included herein.

It is respectfully requested that each of the references shown on the attached Form PTO-1449 be made of record in this application.

STATEMENT

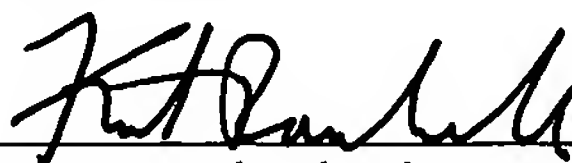
As required under §1.97(e), Applicants, through the undersigned, hereby state either that [check the appropriate space]:

- ☒ 1. That each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of the Information Disclosure Statement; or
- ☐ 2. That no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

FEE AUTHORIZATION

Applicants believe that there is no fee associated with this submission, however should it be determine that a fee is due, the Commissioner is hereby authorized to charge the missing fee to our Deposit Account, No. 501211.

Respectfully submitted,



Kurt Rauschenbach
Atty/Agent for Applicant(s)
Rauschenbach Patent Law Group, LLC
Post Office Box 387
Bedford, MA 01730

Date: August 19, 2005
Reg. No. 40,137

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PTO/SB/08a (08-03)

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Substitute for form 1449A/PTO

(Use as many sheets as necessary)

Sheet

1

of

1

Attorney Docket Number

VIA-001

Complete if Known

Application Number

10/709,135

Filing Date

4/15/2004

First Named Inventor

Velsher

Art Unit

2655

Examiner Name

Tina Mei Seng Wong

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	B1	JP 57068098	04-26-1982	Mitsubishi Electric Corp.		
	B2	DE 196 13 755 A1	10-09-1997	Alcatel Sel AG		
	B3	EP 1 182 481 A2	02-27-2002	Axsun Technologies, Inc.		
	B4	GB 2 392 552 A	03-03-2004	Bookham Technology Plc.		
	B5	EP 1 387 195 A2	02-04-2004	Agilent Technologies, Inc.		

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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